

FILED
2018 JUN 28 A 11:52
WILLIAM W. SLEEVES
CLERK CC

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA

18-141
SECT. GMAG. 1
FELONY

INDICTMENT FOR VIOLATION OF THE
FEDERAL GUN CONTROL ACT

UNITED STATES OF AMERICA * CRIMINAL NO:
v. * SECTION:
PHILLIP GUIDRY * VIOLATION: 18 U.S.C. § 922(g)(1)
18 U.S.C. § 924(a)(2)

* * *

The Grand Jury charges that:

COUNT 1
(Felon in Possession of a Firearm)

On or about March 2, 2018, in the Eastern District of Louisiana, the defendant, **PHILLIP GUIDRY**, having previously been convicted of a crime punishable by imprisonment for a term exceeding one year, to wit: a conviction on August 13, 2001, in case number 423-296 in the 24th Judicial District Court for the Parish of Orleans, State of Louisiana, for possession of a Schedule III controlled dangerous substance without a prescription, in violation of La. R.S. 40:969; and a conviction on October 8, 2005, in case number 05-1424 in the 21st Judicial District Court for the Parish of Tangipahoa, State of Louisiana, for unauthorized entry of an inhabited dwelling, in violation of La. R.S. 14:62.3, did knowingly possess in and affecting interstate commerce five

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firearms, to wit: a 9mm Arcus 98 DAC pistol, serial number 33BC400164; a 9mm pistol, serial number AC 14711; a Browning 12 gauge shotgun, serial number 366148; a Marlin 410 shotgun, with no serial number; and a Remington 12 gauge shot gun, serial number 427580V, in violation of Title 18, United States Code, Sections 922(g)(1) and 924(a)(2).

NOTICE OF GUN FORFEITURE

1. The allegations of Count 1 of this Indictment are re-alleged and incorporated by reference as though set forth fully herein for the purpose of alleging forfeiture to the United States of America pursuant to the provisions of Title 18, United States Code, Sections 922(g) and 924(d)(1), made applicable through Title 28, United States Code, Section 2461.

2. As a result of the offense alleged in Count 1, the defendant, **PHILLIP GUIDRY**, shall forfeit to the United States pursuant to Title 18, United States Code, Sections 922(g) and 924(d)(1), made applicable through Title 28, United States Code, Section 2461, any firearm or ammunition, which was involved in or used in knowing violations of Title 18, United States Code, Sections 922(g)(1), as alleged in Count 1 of the Indictment.

3. If any of the property subject to forfeiture pursuant to Paragraph 2 of this Notice of Forfeiture, as a result of any act or omission of the defendant:

- a. cannot be located upon the exercise of due diligence;
- b. has been transferred or sold to, or deposited with, a third person;
- c. has been placed beyond the jurisdiction of the Court;
- d. has been substantially diminished in value; or
- e. has been commingled with other property which cannot be subdivided without difficulty;

it is the intent of the United States, pursuant to Title 21, United States Code, Section 853(p), to seek forfeiture of any other property of said defendant up to the value of the above forfeitable property.

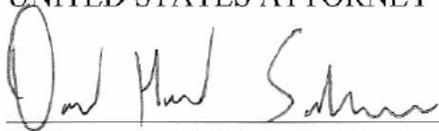
All in violation of Title 18, United States Code, Sections 922(g) and 924(d)(1), made applicable through Title 28, United States Code, Section 2461.

A TRUE BILL:



FORFEITURE

DUANE A. EVANS
UNITED STATES ATTORNEY



DAVID HOWARD SINKMAN
Assistant United States Attorney

New Orleans, Louisiana
June 29 2018

FORM OBD-34

No. _____

UNITED STATES DISTRICT COURT

_____ Eastern District of Louisiana
_____ Criminal Division

THE UNITED STATES OF AMERICA

vs.

PHILLIP GUIDRY

**INDICTMENT FOR VIOLATION OF THE
FEDERAL GUN CONTROL ACT**

**VIOLATIONS: 18 U.S.C. § 922(g)(1);
18 U.S.C. § 924(a)(2)**



Filed in open court this _____ day of _____ A.D. 2018.

Clerk

Bail, \$ _____

David Howard Sinkman
Assistant United States Attorney